

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 26, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, AND R. SCOTT CROSWELL III, MEMBER. LET THE RECORD SHOW THAT COMMISSIONER PROUD WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 7:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...APPOINTMENT OF SCOT LAHRMER, ASSISTANT COUNTY ADMINISTRATOR, BOARD OF COUNTY COMMISSIONERS, AS CLERK PRO TEM...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners hereby appoints Scot Lahrmer, Assistant County Administrator, Board of County Commissioners, as Clerk Pro Tem for said Regular Session.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH BEECH BROOK FOR THE PROVISION OF RESIDENTIAL AND INTENSIVE RESIDENTIAL TREATMENT, FOUR LEVELS OF TREATMENT FOSTER CARE, AND PROJECT STRIDE (YOUTH MENTORING PROGRAM) SERVICES FOR SAME...09-1019-004...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Beech Brook, 3737 Lander Road, Pepper Pike, Ohio 44124 for the provision of residential and intensive residential treatment, four (4) levels of treatment foster care and Project Stride (Youth Mentoring Program) services for children in the care and/or custody of the Department of Job and Family Services and/or Juvenile Court, at the rates as defined therein, effective for the period of 07/01/09 through 06/30/10, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH EASTWAY CORPORATION FOR THE PROVISION OF RESIDENTIAL TREATMENT AND OTHER TREATMENT SERVICES FOR SAME...09-1019-005...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Eastway Corporation, 600 Wayne

Avenue, Dayton, Ohio 45410, operating the facility located at 4950 Northcutt Place, Dayton, Ohio 45414, for the provision of residential treatment and other treatment services identified in Attachment A, for children in the care and/or custody of the Department of Job and Family Services, at the rates as defined therein, effective for the period of 07/01/09 through 6/30/10, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT TRANSPORTATION CONNECTION...MEMORANDUM OF UNDERSTANDING WITH THE CLERMONT NORTHEASTERN SCHOOL DISTRICT FOR THE PROVISION OF TRANSPORTATION SERVICES FOR STUDENTS AND/OR STAFF...09-1019-003...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to enter into a Memorandum of Understanding by and between the Board of Clermont County Commissioners and the Clermont Northeastern School District, 2792 US Route 50, Batavia, Ohio 45103, for and on behalf of the Clermont Transportation Connection, for the provision of transportation services for students and/or staff with the cost for said services as outlined in Article 3 entitled *Cost and Delivery of Purchased Services* effective for the period of 10/13/09 through 01-31-10 pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... RESOLUTION NUMBER 197-09/RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO THE CLERMONT COUNTY AUDITOR FOR PLACEMENT ON THE REAL PROPERTY TAX LIST AND DUPLICATE...09-1019-002...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Controller, Clermont County Water Resources Department, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **197-09** resolving to certify delinquent utility charges in the amounts of \$36,271.11 for Sewer Charges, \$16,332.14 for Water Charges, and \$27,534.96 for Miscellaneous Utility Charges to the Clermont County Auditor for placement on the real property tax list and duplicate of the County of Clermont, Ohio, as a lien against the property served by such connection as identified in Exhibit A, attached thereto and made a part thereof, pursuant to and in compliance with Sections 6103.02 and 6117.02 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... REQUEST TO REJECT BID AND RE-ADVERTISE FOR BIDS FOR

FURNISHING, DELIVERY AND INSTALLATION OF AN ALGAE SWEEP SYSTEM FOR CLARIFIERS AT THE MIDDLE EAST FORK WASTEWATER TREATMENT PLANT...09-0908-003...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bill Beyer, WSD Supervisor, with the concurrence of J. Dwight Culbertson, WSD Assistant Director of Operations, Clermont County Water Resources Department, to reject the sole bid received on 10/08/09 for the furnishing, delivery and installation of an Algae Sweep System for the Middle East Fork Wastewater Treatment Plant Clarifiers, inasmuch as the bid exceeded the engineer’s estimate by more than ten percent, and, subsequent thereto, to approve the request to re-advertise for bids for the furnishing, delivery and installation of an Algae Sweep System for the Middle East Fork Wastewater Treatment Plant Clarifiers, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place Legal Notice in a newspaper of general circulation on 11/05/09, with bids to be received until **2:00 P.M. Local Time on Thursday, 11/19/09**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County’s internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... RESOLUTION NUMBER 198-09/RESOLUTION AMENDING RESOLUTION NUMBER 181-09 AUTHORIZING A REVISED APPLICATION FOR FINANCIAL ASSISTANCE FOR AID TO LOCAL GOVERNMENT FOR INFRASTRUCTURE IMPROVEMENTS AND AUTHORIZING THE EXECUTION, CERTIFICATION AND SUBMISSION OF A REVISED APPLICATION FOR PROJECT SUPPORT TO THE OHIO PUBLIC WORKS COMMISSION PURSUANT TO CHAPTER 164 OF THE OHIO REVISED CODE...09-0909-001...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, and Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to adopt Resolution Number **198-09** resolving to amend Resolution Number 181-09, previously ratified by the Board of County Commissioners on 09/16/09, to authorize the execution, certification, and submission of a Revised Application for Increased Financial Assistance for aid to local government for infrastructure improvements for project support of the following infrastructure improvement project for Program Year 24, in the amounts outlined below or such other amounts as may be awarded, to the Ohio Public Works Commission, including all understandings and assurances therein required and to act in accordance with the revised application as it may be further revised and to provide such additional information as may be required, pursuant to and in compliance with Chapter 164 of the Ohio Revised Code:

Project	Project Amount	Grant/Loan Amount
Lower East Fork WWTP Improvements Project Number 651-0006	\$7,912,988.00	\$1,600,000.00/Grant \$ 426,000.00/Loan \$2,026,000.00 Total

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY ENGINEER...IVY TRAILS SUBDIVISION/SECTION TWO/UNION TOWNSHIP...RECORD PLAT NUMBER 629-2657 FOR THE REPLAT OF LOT NUMBERS 55 AND 82 WITHIN SAME...09-1020-003...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2657** for the Replat of Lots in the following Subdivision within Union Township:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lot Numbers 55 and 82 Ivy Trails Subdivision Section Two Union Township	629-2657	To create new Lot Numbers 89 and 90

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON DICK FLYNN BOULEVARD IN GOSHEN TOWNSHIP...09-1022-002...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Dick Flynn Boulevard in Goshen Township from **4:00 P.M. to 7:00 P.M. Local Time on Saturday, 11/21/09**, for the annual “Light up Goshen” Christmas Parade and related festivities, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY SHERIFF...SUBGRANT AWARD AGREEMENT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY, OFFICE OF CRIMINAL JUSTICE SERVICES FOR FUNDING THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 ENTITLED CLERMONT COUNTY DRUG UNIT FOR SAME...09-0423-005...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Allan L. Edwards, Assistant Prosecuting Attorney, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute a Subgrant Award Agreement (Subgrant Number 2009-AR-AO1-2062) from the Ohio Department of Public Safety, Office of Criminal Justice Services, P.O. Box 182632, 1970 West Broad Street, Columbus, Ohio 43218-2632 for funding through the American Recovery and Reinvestment Act of 2009 entitled Clermont County Drug Unit in the amount of \$90,590.58, with a required cash match in the amount of \$30,196.86 to be

provided from the 2009/2010 General Fund Appropriation for the County Sheriff, for a total project budget of \$120,787.44 for the period of 07/31/09 through 12/31/10, for and on behalf of the Clermont County Sheriff, as the designated agency for the implementation thereof, pursuant to and in compliance with the terms and conditions set forth therein and in concert with the grant application therefore ratified by the Board of County Commissioners on 04/27/09.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLICATION OF LEGAL NOTICE TO ADVERTISE FOR BIDS FOR SENIOR SERVICES FOR CALENDAR YEAR 2010...09-1022-001...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the request to advertise for bids for the provision of services or facilities for the Senior Citizens of Clermont County, Ohio, as those persons are defined in the Older Americans Act of 1965, 42 U.S.C., Sections 3001, et. seq., during Calendar Year 2010 and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 11/05/09 with bids to be received until **2:00 P.M. Local Time on 11/19/09**, in the Office of the Board of County Commissioners, 101 East Main Street, Suite 329, Batavia, Ohio 45103-2960 where they will be opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

LET THE RECORD SHOW: A MOTION BY MR. CROSWELL, SECONDED BY MR. HUMPHREY, TO GO INTO EXECUTIVE SESSION AT 7:14 P.M. PURSUANT TO SECTION 121.22(G)(4) OF THE OHIO REVISED CODE REGARDING COLLECTIVE BARGAINING, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 7:50 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Humphrey, to approve the minutes of Regular Session of **10/26/09** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 7:50 P.M.

COMMISSIONERS' JOURNAL #304 CLERMONT COUNTY REGULAR SESSION 10/26/09

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

SCOT LAHRMER, CLERK PRO TEM

DATE APPROVED – 10/26/09